

**MINUTES OF THE
MARICOPA ASSOCIATION OF GOVERNMENTS
REGIONAL COUNCIL MEETING**

November 4, 1998
MAG Office - Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Mayor Neil Giuliano, Tempe, Chairman	Mayor Wayne Brown, Mesa
Mayor Thomas Morales, Avondale	Mayor Edward Lowry, Paradise Valley
Vice Mayor John Hawley, Buckeye	Mayor John Keegan, Peoria
*Mayor Hugh Stevens, Carefree	Mayor Skip Rimsza, Phoenix
Mayor Tom Augherston, Cave Creek	Mayor Mark Schnepf, Queen Creek
Mayor Jay Tibshraeny, Chandler	*President Ivan Makil, Salt River Pima-
*Mayor Maggie Reese, El Mirage	Maricopa Indian Community
*Mayor Sharon Morgan, Fountain Hills	Mayor Sam Campana, Scottsdale
*Mayor Chuck Turner, Gila Bend	Councilmember Tom Broich for Mayor Joan
*Governor Mary Thomas, Gila River Indian	Shafer, Surprise
Community	*Mayor Adolfo Gamez, Tolleson
Mayor Cynthia Dunham, Gilbert	Mayor Dallas Gant, Wickenburg
Mayor Elaine Scruggs, Glendale	*Mayor Donald J. Needham, Youngtown
Mayor Bill Arnold, Goodyear	F. Rockne Arnett, ADOT
*Mayor Frances Osuna, Guadalupe	Chuck Coughlin, Citizens Transportation
*Mayor Colin Barleycorn, Litchfield Park	Oversight Committee
*Supervisor Jan Brewer, Maricopa County	

*Those members neither present nor represented by proxy.

1. Call to Order

The meeting of the Regional Council was called to order by Chairman Neil Giuliano at 5:10 p.m.

Chairman Giuliano introduced a proxy, Councilmember Tom Broich for Mayor Joan Shafer from Surprise.

Chairman Giuliano announced he would be presenting two Regional Council membership certificates tonight. Chairman Giuliano introduced Mayor Dusty Hull from the Town of Buckeye and asked him to come forward to receive his new member certificate. Chairman Giuliano mentioned he had a member certificate for Supervisor Jan Brewer from Maricopa County, who was not able to attend tonight. He mentioned he would give her the certificate at the next meeting.

Chairman Giuliano presented and read a Resolution of Appreciation to Neilson (Dutch) Bertholf, Jr. for his years of service to the MAG region as Director of the Phoenix Aviation Department. He introduced Mr. Bertholf and expressed his thanks.

Chairman Giuliano announced that parking validation is available from MAG staff for the Norwest garage only. He said that the RPTA has generously agreed to provide transit tickets for individuals who use the bus to get to the Regional Council meeting. He stated that tickets are available following the meeting from Ken Driggs of the RPTA.

2. Pledge of Allegiance

4. Call to the Audience

Chairman Giuliano stated that we would proceed with the approval of the meeting minutes when a quorum could be met.

Chairman Giuliano noted that we have a timer to assist the public with their presentations, which have a three minute time limit. When two minutes have elapsed, the yellow light will come on notifying the speaker that they have one minute to sum up. He said that at the end of the three minute time period, the red light will come on. Members of the audience who wish to speak fill out a card and give it to the MAG staff who will bring it to the Chairman.

Chairman Giuliano stated that public comment is provided at the beginning of the meeting for non-agenda items and for consent items. After hearing public comments, any member of the committee can request that an item be removed from the consent agenda and considered individually.

He indicated that for the action items on the agenda, public comment will be taken when the item is heard. Public comments are limited to three minutes.

Chairman Giuliano noted that no public comment cards had been turned in.

5. Executive Director's Report

Mr. Bourey stated that a Freight Forum was held on October 6, 1998 at the Arizona Biltmore. The freight forum was a part of the stakeholders process in the transportation planning process. He said that the Arizona Highway Users and Arizona Motor Transport were co-sponsors of the event. Mr. Bourey stated that we will continue dialogue with them.

Mr. Bourey indicated that the Regional Council approved the development of a regional plan on domestic violence in May. Mr. Bourey stated that MAG has developed a domestic violence safety plan brochure as a part of the Regional Domestic Violence Plan. He stated that 100,000 brochures in English and 50,000 in Spanish were printed and distributed to over 50 locations. Mr. Bourey informed the Council that a packet of 200 brochures are at each place for to take back to their communities.

Mr. Bourey stated he would be meeting again with the Census Advisory Committee in early December. The problems with the local update of addresses is among the issues to be discussed. He said the use of statistical sampling to develop more accurate population estimates is also being monitored. Mr. Bourey noted that a new Director of the Census Advisory Committee has been named and will attend the December meeting.

Mr. Bourey stated that the Annual Regional Council Retreat is scheduled for January 8th at the Buttes in Tempe. Mr. Bourey stated he would like the Council members' input on the public communications plan, committee structure revisions, Work Program priorities and goals and accomplishments of the past year. He stated that an agenda would be forthcoming.

Mr. Bourey stated that we have received a serious ozone plan deadline extension. The plan was due by December 8th, but an extension to March 22, 1999 was given by the EPA. He noted that we have not had any violations in the 1997 and 1998 seasons. Mr. Bourey stated that if we have no violations during the 1999 season, we can apply for and receive attainment of the one hour standard. We will then have until 2008 to meet the eight hour ozone standard.

Chairman Giuliano thanked Mr. Bourey for his report and asked if there were any questions.

8. Valley Vision 2025 Update

Mr. Bourey stated that Valley Vision 2025 is proceeding at an accelerated pace. He stated that 80 committee members have split into nine thematic subcommittees with each member deciding on which subcommittee they would like to serve. He said these subcommittees have met a number of times and will be putting a report together by February of next year. The collaboratives are meeting over the next three months and hundreds of people are involved in this effort. Mr. Bourey mentioned that Valley Vision has received a \$50,000 EPA grant. He stated that Valley Vision now has a web page with a link from the MAG web site. A weekly electronic newsletter is being produced.

Chairman Giuliano thanked Mr. Bourey for his update and asked if there were any questions.

Chairman Giuliano noted there was now a quorum.

3. Approval of the September 23, 1998 Meeting Minutes

Mayor Skip Rimsza moved, Mayor Wayne Brown seconded, and it was unanimously carried to approve the September 23, 1998 meeting minutes.

6. Approval of Consent Agenda

Chairman Giuliano stated that agenda item #7, Approval of Draft July 1, 1998 Maricopa County Resident Population Update, is listed on the consent agenda.

Mayor Skip Rimsza moved, Mayor Jay Tibshraeny seconded, and it was unanimously carried to approve consent agenda item #7.

7. Approval of Draft July 1, 1998 Maricopa County Resident Population Update

The Regional Council approved, by consent, to approve the July 1, 1998 Maricopa County Resident Population Update provided that it is within one percent of the initial update of 2,806,100. The Arizona Department of Economic Security (DES) has prepared a Draft July 1, 1998 Resident Population Update for the State of Arizona and the counties within Arizona. DES derived a resident population of 4,764,025 for the State of Arizona and 2,806,100 for Maricopa County. For Maricopa County this represents an

increase of 85,525 people in the last year, or 3.1 percent. The Resident Population Update was transmitted to members of the MAG Population Technical Advisory Committee (POPTAC) and to an Ad Hoc Subcommittee of the POPTAC. On October 1, 1998, the MAG POPTAC Ad Hoc Subcommittee recommended approval of the July 1, 1998 Maricopa County Resident Population Update. This approval is contingent upon the action by the State POPTAC on October 30, 1998 being within one percent of the initial draft update. Because the Maricopa County update could change based on comments received at the State POPTAC meeting, the Regional Council is requested to approve the July 1, 1998 Maricopa County Resident Population Update, provided that it is within one percent of the initial update of 2,806,100. The Management Committee concurred with the recommendation of the MAG POPTAC.

9. Update on MAG Transportation Funding and Programming Process

Mr. Bourey stated that he would be updating the Regional Council on the background and MAG's new approach to the MAG Transportation Funding and Programming Process. He said Eric Anderson would present an update on the Funding Overview, and John Farry on the Program Development Process.

Mr. Bourey commented that federal law necessitates a different approach to allocating money and selecting projects. New projects would be cooperatively decided among MAG, ADOT, RPTA, and stakeholders.

Mr. Bourey stated that a fundamental change needs to be implemented in the process for allocating available state and federal money for transportation. Mr. Bourey stated that he met with Mary Peters, ADOT Director, who agreed on the following conceptual points. He said that under this conceptual agreement, ADOT and MAG will work cooperatively along with the other regions in the state to develop an allocation of transportation funding. Mr. Bourey said ADOT, MAG and the other regions in Arizona will develop system criteria on a statewide basis. The criteria will include such considerations as traffic congestion, air quality, growth, maintenance, and vehicle miles traveled. Mr. Bourey noted that funding estimates will be determined in five-year increments for a total of 20 years planning. He said MAG and the other regions in Arizona will be responsible for establishing a stakeholder process for transportation solutions. He said ADOT and RPTA will be major stakeholders in the process. Mr. Bourey remarked that MAG and ADOT would be held jointly accountable for implementing the projects included in the Transportation Improvement Program and the ADOT five-year program, to ensure projects are completed on time and within budget.

Eric Anderson presented the funding overview. Mr. Anderson stated that \$285 million in net new federal funds are available for FY 2000-2003. Mr. Anderson stated that under the fair share analysis, dollar for dollar return, Maricopa County should receive 35.8 percent in allocation of ADOT discretionary funds, including the new federal funds. He indicated this would amount to approximately \$778 million. Mr. Anderson said that presently, Maricopa County receives 10.5 percent of ADOT's 1999-2003 program. Mr. Anderson stated that \$505 million will be available for 2004, the fifth year addition to the program. He noted that \$656 million in funds, which are not allocated to specific projects in the current program, may also be available. Mr. Anderson stated that the total of these available funds, as indicated by Mary Peters, is \$1.4 billion, of which some funding amounts have not been programmed for specific projects, but are still targeted for specific areas. Mr. Anderson stated that after deducting for such items as ADOT consultants and the newsletter, staff came up with an estimate of \$952 million available. He noted that out of this \$952 million, amounts are allocated for projects such as pavement preservation and bridge inspections, which reduces the available amount to \$628 million.

John Farry presented the Program Development Process. He said that in July, the Regional Council approved a more proactive process for involving stakeholders in the transportation planning/programming process. Under the new programming process, MAG, with ADOT and the Regional Public Transportation Authority (RPTA) will cooperatively develop the MAG Transportation Improvement Program (TIP). To receive broad input on the TIP, stakeholder and focus groups are convened throughout the region. Through this cooperative process, the Regional Council Transportation Subcommittee will recommend funding guidelines to the Regional Council to guide the development of projects in this region. Requests are then received, evaluated and selected, and finally, the program is approved.

Chairman Giuliano, referring to Mr. Anderson's presentation, asked how this relates to not having ADOT funding estimates before the end of the year. Mr. Bourey replied that this information was derived from meetings with ADOT. Mr. Arnett asked if the information presented this evening is the same as the data presented at this morning's Regional Council Transportation Subcommittee meeting. Mr. Anderson replied it was changed slightly. Mr. Arnett asked if ADOT concurred with these figures. Mr. Anderson replied that the figures came from ADOT and they had agreed to the scenarios.

Chairman Giuliano stated that MAG staff needs to have a starting point to begin working on their project list. Mr. Anderson stated these numbers set the stage to give the Regional Council an idea of the funds that are available. He noted that the numbers could change.

Chuck Coughlin asked about CMAQ allocation. Mr. Anderson stated that 70 percent of MAG priority funds go to the regional freeway system. The 70 percent includes CMAQ funds. Mr. Coughlin asked if CMAQ funds will be a part of the ADOT discussion. Mr. Anderson replied they would.

Mayor Scruggs asked how MAG received individual agencies' input. Mr. Farry replied that jurisdictions have members on various committees, providing comment on a regular and continuing basis.

Chairman Giuliano asked how we will deal with it if we do not receive the funding estimate in time. Mr. Bourey replied that he anticipates we will have the estimate for this year. Chairman Giuliano expressed appreciation to staff for the time and effort in staying focused and working together.

Mayor Rimsza, referring to the weighted indicators of regional need, stated that having a matrix we can agree on will clarify our thoughts. He commented that we need to develop a plan that will last over the long term. Mayor Rimsza note that we need to examine how this impacts other regions and ensure it is equitable. He commented that hopefully, the State Transportation Board can justify this.

Mr. Arnett stated that he attended a State Board briefing in Wilcox three weeks ago. He noted that we don't have the votes to get this approach through the Board. Mr. Arnett stated that because we have a great system, in time, it will work. He commented that there is substantial resistance throughout the state to this system and there is not enough time for it to gain acceptance. He noted that many Board members are concerned over losing their funding, so it will be difficult to get their approval.

Mayor Rimsza stated that we need to work out a compromise very soon for the good of the state.

Chairman Giuliano asked what must be done in the short- and long-term? Mr. Arnett stated that once we are into another planning cycle, we will be into a needs based criteria concept. He said that 1½ years ago,

2.6 percent funding to Maricopa County was not eliminated. It was agreed that the MAG Regional Council would assist ADOT with the statewide funding process.

Mayor Scruggs noted that at the November 1996 Regional Council meeting, the motion stated that the MAG Regional Council will work with the State Transportation Board. Mr. Arnett stated that the mechanism is put in place with the priority lists of the Regional Council Transportation Subcommittee and ADOT and the estimate of funds. He said that ADOT realized that 10 percent is too little, but how much is adequate? He recommended we utilize system criteria at a later date.

Mr. Coughlin stated there is a \$9 billion shortfall in the state system. Transportation is the number one problem. Mr. Coughlin stated that the important question is what can we do with the resources we have? We can encourage business and economic potential. He commented that the State Board can show flexibility in decisions made in this region. He stressed the importance of utilizing CMAQ funds and gave an example of the Governor's Traffic Light Synchronization project. Mr. Coughlin stated that we could improve our air quality by utilizing CMAQ funds.

Mayor Rimsza stated that growth is perceived as a problem because of the traffic. He commented that the traffic situation is a critical problem to his constituents and we need the State Board to help us solve these traffic problems. He will fight for his citizens. Mayor Rimsza stated that we may need to form our own group to solve our regional problems. He noted that major roadways and collectors, not just freeways, are also problem areas.

Chairman Giuliano asked Mayor Brown, Chairman of the Regional Council Transportation Subcommittee, to provide an update on today's Transportation Subcommittee meeting. Mayor Brown stated that the Subcommittee discussed the same problems presented tonight. He mentioned that it is important for staff to work with ADOT staff to talk about funding money and reach an agreement on dividing it on a regional basis. Mayor Brown stated that CTOC was created to oversee the conflicts between MAG and ADOT. He noted that we are all trying to solve the same problems.

Mayor Campana expressed that she is aware of Mr. Arnett's concern over the numbers presented tonight. She asked if any numbers had been shared by ADOT? Mr. Arnett stated that he was surprised by the numbers shown today.

Chairman Giuliano stated that we are all seeing these numbers for the first time; however, we have to start somewhere.

Mayor Brown stated that the Regional Council Transportation Subcommittee has not yet taken any action other than directing MAG staff to work with ADOT.

Mr. Arnett stated that more money is available. ADOT is working with integrity to see that distribution of this money is done correctly.

10. Update on the MAG Regional Plan on Domestic Violence

Carol Kratz stated that MAG developed a domestic violence safety plan which the Regional Council approved in May. The MAG Human Services Coordinating Committee formed a subcommittee which has met throughout the summer on this issue. A proposed structure for the regional plan has been

developed and working groups began meeting during October. Members of the Management Committee have been requested to identify staff or community members who may wish to participate on the working groups. Ms. Kratz welcomed all who wish to participate. A draft plan will be completed in January and submittal for approval in February.

She noted that the month of October was designated as Domestic Violence Prevention Month. MAG's contribution to these activities is the domestic violence brochure. She said 100,000 brochures in English and 50,000 in Spanish have been printed for distribution in over 50 locations. Ms. Kratz noted that a packet of 200 brochures are at each place for the members to take back to their communities.

During the subcommittee process, a number of the MAG members drafted and submitted a resolution to the League of Arizona Cities and Towns. This resolution supports legislative activities related to domestic violence.

Chairman Giuliano thanked Ms. Kratz for her report and asked if there were any questions.

Chairman Giuliano announced that a progressive dinner in Suite 300 upstairs would be held for the members of the Regional Council and their staff who have confirmed their dinner reservations. He said a floor plan and menu is at each place describing the food stations.

There being no further business, the meeting was adjourned at 6:40 p.m.

Chairman

Secretary